IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.206 OF 2005

IN

NOTICE OF MOTION NO.348 OF 2004

IN

SUIT NO.657 OF 1983

1. Maruti Moru Deshmukh & another. ... Plaintiffs.

vs.

1. Shri.Anant K.Desai & others. .... Defendants.

None for Plaintiffs.

Mr.L.M.Acharya, for Defendant no.1 in support.

CORAM: D.K.DESHMUKH,J.

DATED: 2nd March,, 2006

P.C.:-

1. This is a notice of motion taken out by defendant no.1. The learned Counsel appearing for defendant no.1 states that the plaintiffs have been served with the notice of motion. He undertakes to file affidavit of service within a period of one week from today. None

appeared for plaintiffs. The other defendants are also not appearing. There is no reply filed. In the absence of any reply, accepting the averments in the affidavit filed in support of notice of motion at face value, the notice of motion is granted in terms of prayer clause (a) and (b). The notice of motion is disposed of.